

METHFESSEL & WERBEL, ESQS.
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Attorneys for BMS Catastrophe, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
LUIS BERMEJO,

Plaintiff,

-AGAINST-

BATTERY PARK CITY AUTHORITY,
BLACKMON-MOORING-STEAMATIC
CATASTROPHE, INC. D/B/A BMS
CAT, BOARD OF EDUCATION OF THE
NEW YORK, BROOKFIELD FINANCIAL
PROPERTIES, INC., BROOKFIELD
PARTNERS, LP, BROOKFIELD
PROPERTIES CORPORATION,
BROOKFIELD PROPERTIES
HOLDINGS INC., et.al.

Defendants.

21 MC 102 (AKH)

INDEX NO.: 08 CIV 2568

**NOTICE OF ADOPTION OF ANSWER
TO MASTER COMPLAINT**

PLEASE TAKE NOTICE THAT Defendant, BMS Catastrophe, Inc. s/h/a Blackmon-Mooring-Steamatic Catastrophe, Inc. d/b/a BMS Catastrophe, by their attorneys, Methfessel & Werbel, as and for their response to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopts their Answer and defenses to the Master Complaint, dated July 26, 2007, which was filed in the matter of: *In Re World Trade Center Lower Manhattan Disaster Site Litigation, 21 MC 102 (AKH)*.

To the extent that Defendant's Answer to the Master Complaint does not comprehensively address any of the specific allegations within the Check-Off Complaint in the above captioned matter, Defendant, Defendant, BMS

Catastrophe, Inc., denies knowledge or information sufficient to form a belief as to the truth of such specific allegations.

WHEREFORE, the defendant, Defendant, BMS Catastrophe, Inc., demands judgment dismissing the above captioned action as against them, together with costs, disbursements and such other and further relief as this Court deems just and proper.

DATED: New York, New York
May 13, 2008

METHFESSEL & WERBEL, ESQS.
Attorneys for Blackmon-Mooring-
Steamatic Catastrophe, Inc. d/b/a BMS
Catastrophe

A handwritten signature in black ink, appearing to read "Frank J. Werbel", written in a cursive style.

By: _____

CERTIFICATE OF MAILING

The undersigned hereby certifies as follows:

1. I am employed by the law firm of Methfessel & Werbel.
2. On May 13, 2008 the undersigned prepared and forwarded copies of the the undersigned prepared and forwarded copies of the within Notice of Adoption , via ECF, to the following parties:

Worby Groner Edelman & Napoli Bern, LLP
5 Broadway, 12th Floor
New York, NY 10006
Attorneys for: Plaintiff

All Defense Counsel

3. I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are wilfully false, I am subject to punishment.



Frank J. Keenan